

City of Franklin Common Council
Regular Meeting Minutes
June 3, 2013

The regular meeting of the Common Council of the City of Franklin, Indiana was called to order at 6:30 p.m. at City Hall, 70 E. Monroe Street, with Mayor Joseph E. McGuinness presiding. Council members Joseph Abban, Joseph Ault, Kenneth Austin, Stephen Barnett, Robert Henderson, Stephen Hougland, and Richard Wertz answered roll call. Clerk-Treasurer Janet P. Alexander, Records Clerk Kathy Cragen, City Attorney Lynnette Gray were also present.

Mayor McGuinness opened the meeting and asked the Clerk-Treasurer to call the roll. Mr. Hougland offered an invocation, which was followed by a recitation of the Pledge of Allegiance.

Announcements & Presentations

There were no announcements or presentations.

Consent Agenda

Mayor McGuinness presented the consent agenda for approval.

- Approval of the May 20, 2013 Common Council Minutes

Council President Barnett made a motion to approve the consent agenda, seconded by Councilor Austin. A voice vote was taken with all members stating aye. The motion carried.

Old Business

There was not old business to be conducted.

Public Hearings

Council President Barnett made a motion to read by title only, seconded by Councilor Austin. A voice vote was taken with all members stating aye. The motion carried.

Common Council Ordinance No.: 13-05 An Ordinance Repealing and Replacing Section 1 – Pawnbrokers of Ordinance 83-20 and as amended per Ordinance 96-13 – Senior Planner Myers came forward and stated this was introduced at the last meeting, and was now ready for public hearing. Mayor McGuinness opened the floor for a public hearing. No one asked to speak. A discussion was held. Council President Barnett made a motion to approve, seconded by Councilor Abban. A voice vote was taken with all members stating aye. The motion carried.

New Business

Council President Barnett made a motion to read all items listed under new business by title only, seconded by Councilor Austin. A voice vote was taken with all members stating aye. The motion carried.

Bulletproof Vest Partnership (BVP) Grant Application – Deputy Chief Tennell told the Council that it had been four (4) years since they last purchased vests. Under the terms of the grant he presented the city can be reimbursed 50% for all money spent to purchase bulletproof vests through the Bulletproof Vest Partnership Grant through the U.S. Department of Justice. Deputy Chief Tennell stated that he would like to purchase forty vests. Each vest costs \$825.00 each. Deputy Chief Tennell stated that his first request is for permission to re-apply for the grant for this year. A discussion was held. The Mayor reminded the Council that they approved purchasing these vests last year and had agreed to use Fire Medic Service Funds for that purpose. The Clerk Treasurer explained that the current appropriation is too small to handle the entire purchase without an additional appropriation. The Council discussed and authorized her to bring an additional appropriation back for consideration at the next regular meeting. Council President Barnett made a motion to approve the submission of the grant application, seconded by Councilor Wertz. A voice vote was taken with all members stating aye. The motion carried.

Introduction(s):

Common Council Ordinance No.: 13-07 An Ordinance Approving Resolution No.: 13-05 of the City of Franklin, Indiana Plan Commission, Amending Platting Terminology & Article 6.19 (D) of the City of Franklin Subdivision Control Ordinance (To be known as the Platting Terminology & Article 6.19 Subdivision Control Ordinance Amendment) Senior Planner Myers stated that the Plan Commission determined that amendments to the existing ordinance were needed for clarity. The version presented to the Council was forwarded with a favorable recommendation by the Plan Commission. A

discussion was held. The ordinance will be set for public hearing at the next regular meeting June 17, 2013.

Other Business

Report - Taxi Rates and Fees in Surrounding Communities for Ordinance Development Report –

Clerk-Treasurer Alexander presented a report of nearby communities' taxi rate and fee ordinances. A discussion was held. City Attorney Gray will prepare a draft ordinance in the near future.

Discussion Regarding Underground Utilities – City Attorney Gray addressed the request that the City consider adoption of an ordinance requiring utilities to bury utility lines underground. She stated that Franklin currently has an ordinance that requires that utilities to be buried in new developments, both residential and commercial. She explained that because of Indiana Utility Regulatory Commission (IURC) rules, a City cannot require utility companies to bury existing lines. She stated that regulation of utility companies is reserved by the IURC. A discussion was held.

IHCDA Housing Grant Application – Update – Community Development Specialist Oliver came forward and gave an update on the low-income housing grant. She stated that they have more than fifty (50) people who have filled out applications. The amount of the grant is \$350,000.00. She stated that she has requested a \$100,000.00 match from the FDC. A discussion was held. Ms. Oliver stated that she will bring a resolution forward at the next regular meeting.

Council Member Comments

Councilor Hougland stated that the FDC had received a clean audit. The Board accepted and approved the report. He reported that they received 12 submissions for RFP2 which have been remanded to a committee comprised of Larry Koenes, John Ditmars, Mayor McGuinness and Craig Wells (serving as a non-voting member). He also stated that the FDC voted to appropriate an additional \$135,000.00 to cover the shortfall between the grant amount and the total project cost of the OCRA Façade Grant. He also said that the Hazelett Building project is on track and that the second floor should be completed by year end.

Councilor Henderson stated that the RDC will meet Thursday, June 6th, at 8:00 a.m. for a special meeting to hear proposals for 55 W. Madison Street. He stated that there are two proposals, one from John & Lisa Talley for redevelopment and potential use of the building as a restaurant, office and or for retail. The second is from Ken Austin on behalf of the City proposing to use the building for City Court offices. Councilor Henderson stated that the next regular RDC meeting will be June 20th.

Councilor Henderson asked Deputy Police Chief Tennell to explain the curfew rules for 15 to 17 year olds. Deputy Tennell stated that the City's ordinance mirrors state law which is as follows

- Age 14 every day of the week till 11:00 p.m.
- Ages 15 to 17 Monday through Thursday 11:00 p.m. and Friday & Saturday to 1:00 a.m.
- Age 18 and above does not have a curfew

Councilor Henderson stated that he had received complaints concerning the under 21 club "Hydro". Deputy Tennell stated there had been four alcohol related arrests at this location. A discussion was held.

Council President Barnett asked the Mayor and Council to continue to look at the entryway to the Scott Park ball diamonds. He suggested that this project could be scaled back. Mayor McGuinness stated that even the scaled back version would cost \$600,000. Council President Barnett suggested that the RDC take a look at this area since it is located inside a TIF district.

Councilor Wertz said that he has also received complaints concerning the under 21 club. He asked the Mayor about the status of the Hurricane Road project. Mayor McGuinness stated that the geotechnology boring was done last week and that he believes they will be able to put the project out for construction bids by the end of June.

Councilor Abban asked if the Mayor was aware of the water problem in Knollwood Farms. Mayor McGuinness stated that it is tied to Indiana American Water. He has discussed it with Ron Ballard of Indiana American Water who told him that they would test to see if it was coming from a pipe or if it was a spring.

City Attorney Gray stated that she has finished the draft ordinance for the crime tip reward fund and it will be on agenda for next meeting.

Adjournment

A motion and a second were made to adjourn. As there was no further business to come before the Common Council, the meeting adjourned at 7:50 p.m. The next regular meeting will be held Monday, June 17, 2013 at 6:30 p.m.

Respectfully submitted,

Janet P. Alexander, Clerk-Treasurer

Enrolled: 06/14/2013

Joseph McGuinness, Mayor

Attest:

Janet P. Alexander, Clerk-Treasurer